

## EXPERIENCE SUMMARY

James Gallagher, a Principal with Resolution Management Consultants, Inc. (RMC), has over 38 years of hands-on experience in contract development, construction/project management and construction claims prevention and resolution. Licensed as a Professional Engineer in 16 states, Mr. Gallagher's experience spans all types of construction services on projects involving the public sector, institutional, commercial, power, environmental, marine, educational, and transportation including highway/bridges, light rail and airports on behalf of owners/operators and government agencies to contractors, engineers, architects, attorneys, and vendors.

Mr. Gallagher has led and performed management and risk audits, development of project controls, and risk assessments of public and private projects. His construction experience encompasses contract preparation, field monitoring and inspection, construction scheduling development and updating, change order analysis, contract compliance audits, project close-out negotiations and claims analysis involving schedule delay, disruption and acceleration, cost impact and extra work; differing site conditions; cost estimating; budget assessments; termination and damage calculations. He is also proficient in computer scheduling, spreadsheet and database programs used in program management and claims analysis efforts, and the development of electronic document management / litigation support systems.

Dispute avoidance and resolution services have been provided by Mr. Gallagher on projects ranging in value from \$500,000 to \$1.5 billion on which various contracting vehicles were employed, including fixed-price, unit price, cost reimbursement and guaranteed maximum price; and issued under traditional design-bid-build, design-build; engineering, procurement construction (EPC); and public-private partnership (P3) procurement methods.

Claims services has been provided on projects of varying size and type, working with both the private and public sectors, involving projects worldwide and ranging from \$50,000 to \$300 million. Contract compliance audit services have been provided on projects ranging in value from \$50 million to \$1.5 billion, and included assistance to public and private clients in the recovery of costs that were not necessarily incurred in the performance of the work or reimbursable under the contract.

Mr. Gallagher has provided expert witness testimony on a number of cases including at arbitration and trial, and is experienced in settlement discussions, mediation and dispute review boards. Mr. Gallagher has also been delivering presentations and training seminars for the past 30 years to professional organizations, companies and groups on topics such as project delivery systems, project management, change order management, differing site conditions, loss of productivity, minimizing and managing risks and disputes, and construction schedule methodologies. Mr. Gallagher is previously served on the AGC-NASFA Construction Management at Risk (CMAR) Taskforce, the AGC-NASFA Liaison Group Committee, is the former Chairman of the Transportation & Development Institute's (T&DI) Highway Construction Committee and a current Member of T&DI's Infrastructure Systems Committee; and a Member of the Committee on Contract Law for the Transportation Research Board (TRB).

### ACADEMIC BACKGROUND

- Drexel University – Philadelphia, PA  
B.S. Civil Engineering (1986)

### LICENSES/REGISTRATIONS

- Registered Professional Engineer:  
Colorado, Connecticut, Delaware, Florida, Maryland, Minnesota, Nevada, New Jersey, New York, North Carolina, Ohio, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee

### PROFESSIONAL ORGANIZATIONS

- American Society of Civil Engineers (ASCE)
- Associated Construction Contractors of NJ (ACCNJ)
- Associated General Contractors of America (AGC)

### PRIOR EMPLOYMENT

- 1987 – 1994 Arkhon Corporation
- 1986 – 1987 Kiewit Eastern Co., division of Peter Kiewit Sons', Inc.
- 1984 – 1985 Arkhon Corp. (Co-op)
- 1983 – 1984 Pureland Industrial Complex (Co-op)
- 1982 – 1983 Hill International (Co-op)
- 1981 – 1982 City of Philadelphia Streets Dept. (Co-op)

## **COMMITTEES**

- 2019 – Present: Member of the Transportation Research Board's (TRB) Committee on Contract Law
- 2017 – Present: Member of the Transportation & Development Institute's (T&DI) Infrastructure Systems Committee
- 2018 – Present: Member of the Transportation & Development Institute's (T&DI) Highway Construction Committee
- 2018 – 2022: Chairman of the Transportation & Development Institute's (T&DI) Highway Construction Committee
- 2017 – 2022: AGC-NASFA Liaison Group Committee
- 2016 – 2022: Associated General Contractors of America (AGC) – National Association of State Facilitators (NASFA), Construction Management at Risk (CMAR) Taskforce

## **SEMINARS & PRESENTATIONS**

- 2024 - Litigation Risk and Reality in Transportation Construction (ASCE/T&DI International Conference)
- 2024 – Apartment & Multifamily Commercial Real Estate, State of the Market Forecast 2024 (Southern NJ Commercial Real Estate)
- 2023 – Current Issues & Complexities in Fast-Track Construction Management (Lorman Seminars)
- 2023 – Building Information Modeling & its Impact on Infrastructure (ASCE/T&DI International Conference)
- 2022 – Understanding Alternative Project Delivery Systems (ASCE/T&DI International Conference)
- 2022 – Construction Defects – Clarifying Claims & Investigations
- 2021 – Man Your Battle Stations – Construction Claims & Successful Resolution (Advanced Professional Training)
- 2021 – Winning Construction Claims (Lorman Education Services)
- 2021/2020 – Effectively Coordinating with Multiple Prime Contractors (Lorman Education Services)
- 2021 – Effective Use of Expert Witnesses in Your Case (National Academy of Continuing Legal Education)
- 2021 – Understanding Alternate Project Delivery Systems – Transportation (ASCE/T&DI)
- 2020 – Pros & Cons of Electronic Communication (Lorman Education Services)
- 2020 – Best Practices in Pre-Construction Budgeting & Estimating (Lorman Education Services)
- 2020 – Litigation Risk and Reality in Construction (National Academy of Continuing Legal Education)
- 2020 – Contractor's Dilemma of Dealing with Bad Plans and Specs (Lorman Education Services)
- 2020 – ASCE 7-16 Wind Load Provisions Update (Lorman Education Services)
- 2019/2024 – Construction Project Management Horror Stories (Lorman Education Services)
- 2019 – Five Trends Likely to Drive Construction Litigation in 2019 (Globest.com Podcast)
- 2019/2016 – Alternative Construction Procurement Methods, Advantages & Disadvantages (NASFA National Conference)
- 2016 – Willamette River Bridge – Lessons Learned (Oregon Department of Transportation)
- 2016 – Expert Report Preparation & Testimony (ASCE – NJ Section South Jersey Branch)
- 2015 – Construction Schedule Training Seminar (Oregon Department of Transportation)
- 2015 – Use of Expert Witnesses (NJ State Bar Association – Construction Law Section)
- 2011 – Minimizing and Managing Risks and Disputes in Construction (Lorman Education Services)
- 2010 – Lost Productivity Methodologies [co-author] (Insurance Society of Philadelphia's Continuing Legal Education)

- 2010 – Claims Management (AES CM Annual Meeting)
- 2010 – Calculating Loss of Productivity (U.S. Department of Justice)
- 2008 – Caltrans Law Workshop – Schedule Methodologies (TIA vs. Window Analysis)
- 2006 – 2008 – Managing Construction Projects (Lorman Seminars)
- 2005 – Construction Management/Design Build (Lorman Seminars)
- 2005 – Training Modules concerning Change Order Management/Differing Site Conditions/Delay Analysis/Disruption and Productivity (Ohio Department of Transportation)
- 2004 – Advanced Concepts in Construction Delay and Disruption Disputes – (Pennsylvania Bar Institute)
- 1999 – 2001 – Delay Claim Analysis using CPM Technique – (International Construction Contracts and Claims Management Super Conference)
- 1998 – Computerized Construction Project Scheduling Techniques for Dispute Avoidance & Claims – (Masters Institute in International Construction Contracts & Claim Management)
- 1998 – Resolving Disputes...Focus on Preserving Contractor's Rights to Recover Costs – (South Jersey Mechanical Contractors Association)
- 1997 – Knowing Your Rights and Responsibilities Under Public Contracting – (Building Contractors Association of South Jersey and Atlantic County)